

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re JDS UNIPHASE CORPORATION
SECURITIES LITIGATION

Master File No. C-02-1486 CW

This Document Relates To: All Actions

**[PROPOSED] ORDER GRANTING
LEAD PLAINTIFF'S REQUEST TO
FILE DOCUMENTS DESIGNATED
CONFIDENTIAL UNDER SEAL**

Date: March 7, 2006
Time: 9:00 a.m.
Cttrm: E, 15th Floor
Before: Hon. Elizabeth D. Laporte

Defendants JDS Uniphase, Jozef Straus, Anthony R. Muller, and Charles J. Abbe (collectively, the "JDSU Defendants") have moved the Court to appoint a special master concerning electronic discovery. In opposing that motion, Lead Plaintiff, the Connecticut Retirement Plans and Trust Funds ("CRP"), has filed a request pursuant to Civil Local Rule 79-5(d) to file and reference in its papers certain documents designated as "Confidential" by the JDSU Defendants under the Court's Order Regarding Confidentiality, filed September 21, 2005, or pursuant to the parties' agreement. Pursuant to Rule 79-5(d), CRP lodged with the Court both redacted and un-redacted versions of its Opposition to the Motion of the JDS Defendants For a Special Master ("Motion") and the Declaration of Anthony Harwood in Opposition to the Motion of the JDS Defendants For a Special Master (and the exhibits attached thereto) ("Harwood Declaration").

~~The matter came on for hearing on March 7, 2006.~~ Based on the Declaration of Terri Garland in Support of Lead Plaintiff's Request Pursuant to Civil L.R. 79-5(d) to File Documents Designated Confidential Under Seal, the Court hereby orders that:

(1) the un-redacted versions of CRP's Memorandum and the Harwood Declaration lodged with the Court shall be filed under seal;

(2) the redacted versions of CRP's Memorandum and the Harwood Declaration lodged with the Court shall not be filed; and

(3) Plaintiffs shall lodge with the Court versions of CRP's Memorandum and the Harwood Declaration redacting Exhibits I, R, S, and X and any information contained in those documents, and those redacted versions of CRP's Memorandum and the Harwood Declaration shall be filed in the public record.

IT IS SO ORDERED.

Dated: February 9, 2006


The Honorable Elizabeth D. Laporte
United States Magistrate Judge

Proposed Order submitted by Morrison & Foerster LLP, counsel for the JDSU Defendants.